IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.48648 of 2008
JAI PRAKASH SAH @ PRAKASH SAH
Versus
THE STATE OF BIHAR

2/ 16/12/2008. Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner apprehends arrest in a complaint case under Sections- 498A, 147, 323/34 of I.P.C. and 3/4 of D.P. Act.

After the accusations have been made, he has filed a suit for restitution of conjugal rights.

In the facts and circumstances of the case, let the petitioner above named surrender before the court below within four weeks when he shall be enlarged on anticipatory bail for a period of six months only upon furnishing the bail-bonds of Rs.10,000/- (ten thousand) along with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Bhagalpur in connection with Complaint Case No.330 of 2007, subject to the conditions laid down under Section-438(2) Cr.P.C.

On the date that he furnishes his bail-bonds notice shall be issued to the complainant seeking her response. Based on subsequent developments during this period of six months, if the petitioner

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appears physically and surrenders to the jurisdiction of the court below, his application for regular bail shall be considered in light of the subsequent developments and the attitude of the parties to be assessed by the court below, Without being inhibited by the limited grant of anticipatory bail by this Court.

KC **(Navin Sinha, J.)**

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